

**FINDING OF NO SIGNIFICANT IMPACT AND ADOPTION OF EA
PREPARED BY US ARMY CORPS OF ENGINEERS
TENNESSEE VALLEY AUTHORITY
TRIPLE BAR J MARINA
PROPOSED FLOATING COMMERCIAL MARINA, STORE/RESTAURANT/GAS
SERVICE DOCK, BOAT RAMP, AND HARBOR LIMITS, NORRIS RESERVOIR,
CLAIBORNE COUNTY, TENNESSEE**

Proposed Action and Need

Guy Jenkins proposes to construct a floating commercial marina and associated facilities, called the Triple Bar J Marina, at Lone Mountain Creek Mile 0.1, Opposite Clinch River Mile 133.3, on Norris Reservoir in Claiborne County, Tennessee. Proposed facilities include boat slips, a store, restaurant, gas dock structure, boat launching ramp, and parking lot. TVA's action would be to approve the proposed facilities under Section 26a of the TVA Act.

Public and Intergovernmental Review

On February 13, 2004, a joint public notice was issued by the U.S. Army Corps of Engineers (USACE), TVA, and the state of Tennessee. The Tennessee Historical Commission and the U.S. Fish and Wildlife Service provided concurrence letters (see attached USACE EA, Appendix D). The Claiborne County Utility District requested a letter from the applicant stating his intentions to provide pump out services at the marina, which was provided by Mr. Jenkins on April 15, 2004.

Impact Assessment

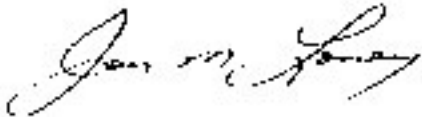
USACE prepared an environmental assessment (EA) and on May 24, 2004, issued a Finding of No Significant Impact (FONSI) for the project. On March 29, 2004, the Tennessee Department of Environment and Conservation (TDEC) issued a Section 401 Water Quality Certification general permit for the project. TVA has independently reviewed the USACE EA and FONSI and the water quality certification and confirmed their findings. TVA has decided to adopt the USACE EA. It is attached and incorporated by reference. No National Register of Historic Places listed or eligible properties, or threatened or endangered species that are federally listed would be affected. Impacts to surface water and the aquatic environment resulting from the proposed activities would be insignificant with the implementation of Best Management Practices for erosion and sediment control. A scrub-shrub wetland is located in the head of the cove north of the 40-boat uncovered dock labeled A in the plans. The wetland is located at approximately the 1019-1020-foot contour elevation. During a site inspection, an existing 10-foot wide dirt road that goes down to and crosses the wetland area was discovered. A condition of the Section 26a approval would be that this road cannot be used during marina construction to avoid wetland impacts. The proposed project involves the construction of floating covered boat slips; a floating store, restaurant and fuel dock; and a boat ramp within the limits of the 100-year floodplain. These facilities are considered to be repetitive actions in the floodplain that would result in minor floodplain impacts. The project would have insignificant impacts to recreational resources.

Commitments

TVA's finding of no significant impact is contingent upon successful implementation of General Condition 9 and Standard Conditions 3c, 6a, 6d, 6e, 6g, and 6i in the Section 26a approval and the special conditions previously identified in the USACE EA and in the TDEC Section 401 Water Quality Certification general permit. A special condition of the Section 26a approval would be that the road located in the wetland area cannot be used during marina construction to avoid wetland impacts.

Conclusion and Findings

For compliance with Section 106, TVA has determined that there are no National Register of Historic Places listed or eligible properties affected by this project. By letter of March 8, 2004, the Tennessee Historical Commission concurred that no historic properties would be affected by the project. By letter of March 12, 2004, the U.S. Fish and Wildlife Service determined that the requirements of Section 7 of the Endangered Species Act of 1973 had been fulfilled. For compliance with Executive Order 11988, the floating covered boat slips; a floating store, restaurant and fuel dock; and a boat ramp are considered to be repetitive actions in the floodplain that should result in minor floodplain impacts. Based on the USACE EA, the TDEC Section 401 Water Quality Certification, and TVA's further review, we conclude that the proposed action would not be a major federal action significantly affecting the environment. Accordingly, an Environmental Impact Statement is not required.



July 15, 2004

Jon M. Loney, Manager
NEPA Administration
Environmental Policy and Planning
Tennessee Valley Authority

Date Signed